

Service Date: April 6, 1994

DEPARTMENT OF PUBLIC SERVICE REGULATION
BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MONTANA

* * * * *

IN THE MATTER of the Petition of)	TRANSPORTATION DIVISION
Burlington Northern Railroad)	
Company to Discontinue Agency)	DOCKET NO. T-93.115.RR
Services at Glasgow, Montana.)	ORDER NO. 6277a

ORDER ON MOTION FOR RECONSIDERATION

On February 4, 1994 the Montana Public Service Commission (Commission) issued an order granting Burlington Northern Railroad Company's (BNRC) application to Discontinue Agency Services at Glasgow, Montana. On February 14, 1994 BNRC filed a motion to reconsider, requesting that certain portions of the Commission's order be modified. At issue was the Commission's order that BNRC provide certain documentation related to agency duties and functions. BNRC contends the subject of this order was not properly before the Commission and requests that the order's language be modified to reflect this fact. The Commission agrees and orders the following modifications.

Paragraph 20 is amended to read:

"20. It is not the Commission's intention to present obstacles to the modernization of BNRC's operations. However, the

Commission has a statutory obligation to ensure that the public convenience and necessity is not compromised by any closing, consolidation or centralization of BNRC's shipping facilities. See . 69-14-202, MCA. Therefore, in order to facilitate the cooperative regulation of this process, the Commission requests BNRC provide documentation of all agency functions and duties as they existed on January 1, 1987. This documentation should cover all agencies, central and local, in operation on the service date of this order. The Commission further requests that all future applications for closure, consolidation or centralization under § 69-14-202, MCA, include documentation of all agency services and duties as of the date of the application.

Paragraph 21 is amended to read:

"21. The Commission is also aware that certain local and central agency functions have already been transferred to Fort Worth. BNRC is requested to supply the Commission with a list of all local and central agency functions which are now performed in Fort Worth or other locations.

The Order Section is amended to read:

"NOW THEREFORE IT IS ORDERED that Burlington Northern Railroad Company's application to close the agency at Glasgow, Montana is Granted.

IT IS FURTHER ORDERED that Burlington Northern Railroad Company shall provide employee protection.

IT IS FURTHER ORDERED that all objections and motions made during the hearing in this Docket that were not ruled on are denied."

Done and Dated this 8th day of March, 1994 by a vote of 5-0.

BY ORDER OF THE MONTANA PUBLIC SERVICE COMMISSION

BOB ANDERSON, Chairman

BOB ROWE, Vice Chairman

DAVE FISHER, Commissioner

NANCY MCCAFFREE, Commissioner

DANNY OBERG, Commissioner

ATTEST:

Kathlene M. Anderson
Commission Secretary

(SEAL)

NOTE: You may be entitled to judicial review in this matter.
Judicial review may be obtained by filing a petition
for review within thirty (30) days of the service of
this order. Section 2-4-702, MCA.